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GAU 1643



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PHS

Application of: Nehls *et al.*

Serial No.: 09/398,253

Group Art Unit: 1643

APR 12 2000

Filed: September 17, 1999

Examiner: to be assigned

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For: NOVEL HUMAN
POLYNUCLEOTIDES AND
POLYPEPTIDES ENCODED
THEREBY

Attorney Docket No.: 8535-0026-999

INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. §§ 1.56 and 1.97

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In accordance with the duty of disclosure imposed by 37 C.F.R. §§ 1.56 and 1.97 to inform the Patent Office of all references coming to the attention of Applicants or attorneys or agents for Applicants which are or may be material to the examination of the subject application, Attorneys for Applicants hereby invite the Examiner's attention to the references listed on the accompanying revised PTO Form 1449 entitled "List of References Cited."

Identification of references listed on PTO Form 1449 is not to be construed as an admission of Applicants or attorneys for Applicants that such references are available as "prior art" against the subject application. Consequently, Applicants respectfully decline to use form PTO-1449, since this form identifies all of the references cited therein as "Prior Art." As an alternative, Applicants submit herewith a "revised form PTO 1449" entitled "List of References Cited" instead of "List of Prior Art Cited." The right is reserved to antedate any item in accordance with standard procedure.

This submission is understood to complement the results of the Examiner's own independent search. The submission should not be construed as a representation that a search

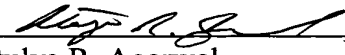
was made, or that the cited items are inclusive of all the relevant and material citations that may be available publicly.

Copies of each cited reference are enclosed. Applicants respectfully request that the Examiner review the attached references and that they be made of record in the file history of the above-captioned application.

Applicants believe that no fee is required with the submission of the enclosed Information Disclosure Statement because the IDS is filed before the mailing of the first Office Action on the merits; however if any fee is required, the Commissioner is authorized to charge any required fee to Pennie & Edmonds LLP Deposit Account No. 16-1150. A copy of this sheet is enclosed for accounting purposes.

Respectfully submitted,

Dated: April 6, 2000


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Enclosures

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